UNPUBLISHED

UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT

No. 03-7833

DONTEZ LAMONT SIMUEL,

Plaintiff - Appellant,

versus

BOYD BENNETT; ROBY C. LEE; MICHAEL S. HAMDEN; LIEUTENANT MONROE; MARSHALL A. HUDSON; J. PHILLIP GRIFFIN,

Defendants - Appellees.

Appeal from the United States District Court for the Eastern District of North Carolina, at Raleigh. James C. Fox, Senior District Judge. (CA-03-557-5-F)

Submitted: February 19, 2004 Decided: February 26, 2004

Before NIEMEYER, GREGORY, and SHEDD, Circuit Judges.

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Affirmed by unpublished per curiam opinion.

Dontez Lamont Simuel, Appellant Pro Se.

Unpublished opinions are not binding precedent in this circuit. See Local Rule 36(c).

PER CURIAM:

Dontez Lamont Simuel appeals the district court's order denying relief on his 42 U.S.C. § 1983 (2000) complaint under 28 U.S.C. §§ 1915(e)(2)(B), 1915A(b) (2000), and denying his motion for reconsideration. We have reviewed the record and find no reversible error. Accordingly, we affirm on the reasoning of the district court. See Simuel v. Bennett, No. CA-03-557-5-F (E.D.N.C. filed Aug. 15, 2003 & entered Aug. 18, 2003; filed Oct. 29, 2003 & entered Oct. 30, 2003). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

<u>AFFIRMED</u>